

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 20 1980
Returned to applicant for correction OCT 27 1980
Corrected application filed DEC 16 1980
Map filed DEC 16 1980

The applicant Tony and Beulah Testolin, Jr.
Route 1 P. O. Box 5, of Austin,
Street and No. or P.O. Box No. City or Town
Nevada 89310, hereby make application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Tiernay Creek
Name of stream, lake or other source.
2. The amount of water applied for is 3 cfs second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet _____ acre-feet
3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated) 920 acres
(b) Stockwater (state number and kinds of animals to be watered) _____
(c) Other use (describe fully under "No. 12. Remarks") _____
(d) Power:
(1) Horsepower developed _____
(2) Point of return of water to stream _____
5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T 14 N,
R 41 E, MDB & M., at a point from which the W $\frac{1}{4}$ Corner of said Section 12
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears S 86° 50' 00" W 1690.00 feet.
it should be stated.
6. Place of use Portions of S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 12; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11; SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 2, T 14 N, R 41 E, MDB & M., S $\frac{1}{2}$ Section 22; N $\frac{1}{2}$ NW $\frac{1}{4}$,
NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 28; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34; SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 35, T 15 N, R 41 E, MDB & M.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Dams, Ditches and Natural Channels of
Tiernay Creek
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$10,000
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant _____

By s/Alan S. Boyack
Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared ha/kc 11/bm

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before January 25, 1987

Proof of completion of work shall be filed before February 25, 1987

Application of water to beneficial use shall be made on or before January 25, 1990

Proof of the application of water to beneficial use shall be filed on or before February 25, 1990

Map in support of proof of beneficial use shall be filed on or before February 25, 1990

Commencement of work filed FEB 6 1987

Completion of work filed MAR 15 1996

Proof of beneficial use filed MAR 15 1996

Cultural map filed 14642

Certificate No. 14642 Issued JUL 24 1997

IN TESTIMONY WHEREOF, I PETER G. MORROS
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 25TH day of JANUARY

Peter G. Morros
 State Engineer